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January 9, 2008

CERTIFICATE OF THE SECRETARY OF ENERGY AND ENVIRONMENTAL AFFAIRS  
ON THE  
ENVIRONMENTAL NOTIFICATION FORM

PROJECT NAME : 63 Commercial Street Realty Trust  
PROJECT MUNICIPALITY : Provincetown  
PROJECT WATERSHED : Cape Cod  
EOEA NUMBER : 14146  
PROJECT PROPONENT : **63 Commercial Street Realty Trust**  
DATE NOTICED IN MONITOR : December 10, 2007

Pursuant to the Massachusetts Environmental Policy Act (G. L. c. 30, ss. 61-62H) and Section 11.06 of the MEPA regulations (301 CMR 11.00), I hereby determine that this project **does not require** the preparation of an Environmental Impact Report (EIR).

The project consists of the licensing of an existing deck associated with an existing building at 63 Commercial Street in Provincetown. The deck is constructed on open piles. The site is located within an existing residential area and within Land Subject to Coastal Storm Flowage (LSCSF).

The project is undergoing MEPA review pursuant to Section 11.03 (3)(b)(5) because it requires a state permit and consists of new or existing unlicensed non-water dependent use of waters or tidelands. The project requires a Chapter 91 License from Department of Environmental Protection (MassDEP). The proponent is seeking to permit this program within the Chapter 91 Amnesty approval process.

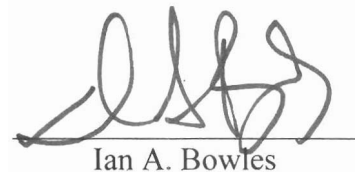
Because the proponent is not seeking financial assistance from the Commonwealth, MEPA jurisdiction extends to those aspects of the project that may have significant environmental impacts and that are within the subject matter of required or potentially required

state permits. These include tidelands issues. Comments from MassDEP identify additional information that will be required during the permitting process, including whether the property is commercial or residential and nature and an updated confirmation that no work has been performed on the property since January 1, 1984.

The review of the ENF has served to adequately disclose the potential impacts associated with this project. Based on the information in the ENF and after consultation with relevant public agencies, I find that no further MEPA review is required.

January 9, 2008

Date



Ian A. Bowles

Comments Received:

12/19/07	Department of Environmental Protection (MassDEP)/Waterways Regulation Program
12/28/07	Department of Environmental Protection /Southeast Regional Office (MassDEP/SERO)
12/19/07	Massachusetts Historical Commission

IAB/CDB/cdb